


ORIGINAL

duangecalvopsr

LEONARDO M. RAPADAS  
United States Attorney  
KARON V. JOHNSON  
Assistant U.S. Attorney  
Suite 500, Sirena Plaza  
108 Hernan Cortes  
Hagåtña, Guam 96910  
Telephone: (671) 472-7332/7283  
Telecopier: (671) 472-7334/7215

**FILED**  
DISTRICT COURT OF GUAM  
SEP 22 2005   
MARY L.M. MORAN  
CLERK OF COURT

Attorneys for the United States of America

**IN THE UNITED STATES DISTRICT COURT  
FOR THE TERRITORY OF GUAM**

UNITED STATES OF AMERICA,	)	CRIMINAL CASE NO. <u>05-00016</u>
	)	
Plaintiff,	)	<b>GOVERNMENT'S STATEMENT</b>
	)	<b>ADOPTING FINDINGS OF</b>
vs.	)	<b>PRESENTENCE REPORT, AND MOTION</b>
	)	<b>FOR A ONE-LEVEL DEPARTURE</b>
DUANE ANTHONY CALVO,	)	
	)	
Defendant.	)	

Pursuant to General Order 88-1, as amended by General Orders 93-00006 and 98-00002, the United States adopts the findings of the Presentence Report for the above defendant.

In addition, the United States of America, plaintiff, by and through the undersigned counsel Karon V. Johnson, Assistant United States Attorney, moves this Honorable Court for a one level departure downward from the guidelines sentencing level pursuant to USSG § 3E1.1(b) because the defendant timely notified the government of his intention to enter a plea of guilty, thereby permitting the government to avoid preparing for trial and permitting the court to allocate

//

//

//

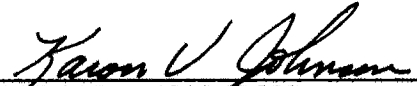
//

//

1 its resources efficiently. As reflected in the presentence report, defendant's total offense level  
2 will be 35, with a sentencing range of 188-235 months. The government will be recommending  
3 188 months incarceration.

4 RESPECTFULLY SUBMITTED this 21<sup>st</sup> day of September, 2005.

5 LEONARDO M. RAPADAS  
6 United States Attorney  
7 Districts of Guam and NMI

8 By:   
9 KARON V. JOHNSON  
Assistant U.S. Attorney